

DETAILED ACTION
EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Theresa A. Takeuchi on 4/13/09.

The application has been amended as follows:

In claim 1, line 6, delete "evaluation".

Delete claims 24-30.

Allowable Subject Matter

Claims 1, 2, 4-8, 10-23 are allowed.

The following is an examiner's statement of reasons for allowance:

A method for identifying control parameters for controlling an implantable cardiac stimulation device during a series of consecutive periods of less than about 12 seconds by alternating, from one evaluation period to another in combination with estimating optimal control parameters as claimed is not taught nor suggested by the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Art Unit: 3762

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to George Manuel whose telephone number is (571) 272-4952.

/George Manuel /
George Manuel
Primary Examiner
Art Unit: 3762